SINGLE BENCH

(1)

3

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, (C.G.)

W.P. No. 5778 **/2005**

PETITIONER:

I.A. No. 5553/05
Presented by Shri Manish Upadhyay
dated 24.10.05

Vijay Kumar Ramteke
Aged about 24 years
S/O Late Namdev Ramteke
R/O EWS 119 Padmanabhpur
District Durg (C.G.)

VERSUS

RESPONDENTS:

1. State of Chhattisgarh
Through the Secretary
Department of Education
DKS Bhawan, Mantralaya
Raipur (Chhattisgarh)

2. Director
Directorate of Public
Education, Raipur
(Chhattisgarh)

RECEIVED-COPY
24/10/05
CLERK to A. G. BILASPUR

3. Collector
District Durg(Chhattisgarh)

4. District Education Officer
District Durg (Chhattisgarh)

उपयुक्त आयुक्त
बिलासपुर संभाग

5. Chief Executive Officer
Jila Panchayat Durg
District Durg (Chhattisgarh)

6. State of Madhya Pradesh
Through Secretary
Department of Education

(2)

(4)

Vallabh Bhawan, Bhopal
(M.P.)

7. Directorate
Directorate of Public
Education
Madhya Pradesh
Bhopal (M.P.)

8. Union of India
Through Secretary
Human Resources
Department
New Delhi

PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS:-

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

64

मामला क्रमांक WP/5778/05 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

20.6.2006:-

Shri Prateek Sharma, counsel for the petitioner.

Shri Ashutosh Kachhawaha, Govt. Advocate for respondents No.1 to 4.

Shri Satish Gupta, counsel for respondent No.5.

Shri S.K. Beriwal, Standing Counsel for respondent No.8.

Heard.

The grievance raised by the petitioner in this writ petition is that he belongs to SC community and his father was Upper Division Teacher in the Government Model Girls Higher Secondary School, Durg. He expired on 23-4-2000 while in service. Death certificate is Annexure-P/2. After the death of his father, he moved an application for compassionate appointment but no orders were passed on that application.

Now, in the reply filed by respondents No.1 to 4 it has been mentioned that application of the petitioner is under consideration before the competent authority. The District Education Officer has forwarded the application for compassionate appointment to the Chief Executive Officer, Zila Panchayat, Durg who in turn has forwarded the application to the Collector, Durg. Copy of the same is Annexure-R/1.

Moreover, considering the application of the petitioner for compassionate appointment the Director Public Instructions vide order dated 31st October 2000 had already asked the District Education Officer that if he satisfies eligibility criterion, he be appointed on compassionate ground.

In view of the above, the respondents have already examined the case of the petitioner and same has been forwarded for compassionate appointment, the respondents to ensure that the petitioner

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

65

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

is appointed on compassionate ground, of-course, subject to availability of the post and satisfying the eligibility criterion by the petitioner.

The writ petition is disposed of accordingly.

Consequently, M.(W.)P. No.4580/2005 and I.A. Nos.9658/2005 &1496/2006 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barve

24.8.06
31.7.06